

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:

*

**MIDNIGHT MADNESS DISTILLING,
LLC,**

*

**Case No. 21-11750-MDC
Chapter 7**

*

Debtor.

* * * * *

**NOTICE OF MOTION OF MILLSTONE SPIRITS GROUP, LLC TO
ENFORCE SALE ORDER AND COMPEL TURNOVER OF FUNDS
ERRONEOUSLY SENT TO CRUTCH, LLC BY THE PENNSYLVANIA
LIQUOR CONTROL BOARD**

Millstone Spirits Group, LLC ("Millstone"), by and through its undersigned counsel, has filed a Motion for Order to Enforce Sale Order and Compel Turnover of Funds Erroneously sent to Crutch, LLC by the Pennsylvania Liquor Control Board (Dkt. No. 323).

1. **Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult an attorney).**
2. **If you do not want the court to grant the relief sought in the Motion or if you want the court to consider your views on the Motion, then on or before **September 14, 2023**, you or your attorney must file a response to the Motion.** (see Instructions on next page).
3. **A hearing on the Motion** is scheduled to be held telephonically on **September 27, 2023, at 10:30 a.m.** before the United States Bankruptcy Court. **The dial in number for the hearing is 877-336-1828, access code 7855846.** Unless the court orders otherwise, the hearing on this contested matter will be an **evidentiary hearing**.
4. **If you do not file a response to the Motion,** the court may cancel the hearing and enter an order granting the relief requested in the Motion.
5. You may contact the Bankruptcy Clerk's office for Philadelphia cases at (215) 408-2800 to find out whether the hearing has been canceled because no one filed a response.
6. A copy of the Motion was previously mailed to you. A further copy of the Motion will be provided to you if you request a copy from the attorney whose name and address is listed on the next page of this Notice.
- 7.

Filing Instructions

8. **If you are required to file documents electronically by Local Bankruptcy Rule 5005-1,** you must file your response electronically.

9. **If you are not required to file electronically,** you must file your response at:

U.S. Bankruptcy Court for the Eastern District of Pennsylvania
900 Market Street, Suite 400
Philadelphia, PA 19107

10. **If you mail your response** to the bankruptcy clerk's office for filing, you must mail it early enough so that it will be received on or before the date stated in Paragraph 2 on the previous page of this Notice.

11. On the same day that you file or mail your Response to the Motion, you must mail or deliver a copy of the Response to the movant's attorney:

Patricia B. Jefferson
Miles & Stockbridge P.C.
100 Light Street, 10th Floor
Baltimore, Maryland 21202
Tel: (410) 385-3406
Fax: (410) 698-1354
Email: pjefferson@milesstockbridge.com

and to counsel for the Chapter 7 Trustee at:

John T. Carroll, III
Cozen O'Connor
One Liberty Place
1650 Market Street Suite 2800
Philadelphia, PA 19103
Tel: (302) 295-2028
Fax : (215) 701-2140
Email: jcarroll@cozen.com

DATE: September 1, 2023

Respectfully submitted:

/s/ Rebecca Leaf

Rebecca Leaf

PA Bar No. 325589

Patricia B. Jefferson-*Admitted Pro Hac Vice*

Miles & Stockbridge P.C.

100 Light Street, 10th Floor

Baltimore, Maryland 21202

Tel: (410) 385-3406

Email: pjefferson@milesstockbridge.com

Counsel for Millstone Spirit Group, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 1, 2023, a true and correct copy of the foregoing Notice of Motion of Millstone Spirits Group, LLC to Enforce Terms of Sale Order was served via this Court's CM ECF system upon:

- WILLIAM J. BURNETT william.burnett@flastergreenberg.com, william.burnett@ecf.inforuptcy.com; jennifer.vagnozzi@flastergreenberg.com; nicole.pettit@flastergreenberg.com; nicole.pettit@flastergreenberg.com; jeanne.valentino@flastergreenberg.com
- KEVIN P. CALLAHAN kevin.p.callahan@usdoj.gov
- JULIE A. CALLSEN julie.callsen@tuckerellis.com, brittany.falkner@tuckerellis.com; thomas.fawkes@tuckerellis.com
- JOHN T. CARROLL jcarroll@cozen.com, jdeaney@cozen.com; pgiordano@cozen.com; john-carroll-2735@ecf.pacerpro.com
- BONNIE B. FINKEL finkeltrustee@comcast.net, NJ69@ecfcbis.com; Finkeltrustee@comcast.net
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- DAVID B. SMITH dsmith@skhlaw.com, b.dr70286@notify.bestcase.com
- ANTHONY ST. JOSEPH anthony.stjoseph@usdoj.gov, mardella.suarez@usdoj.gov, CaseView.ECF@usdoj.gov
- United States Trustee USTPRegion03.PH.ECF@usdoj.gov

And via first class mail, postage prepaid, upon:

Penn Community Bank
3969 Durham Road
Doylestown, PA 18902
Attn: Stephanie Schwartzberg, Chief Legal Officer

Crutch, LLC
2305 Trumbauersville Road
PO Box 116
Quakertown, PA 18951

Pennsylvania Liquor Control Board
Northwest Office Building, Room 301
Harrisburg, PA 17124

/s/ Rebecca A. Leaf

Rebecca A. Leaf